### **PATENT**

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mark W. Kroll and Kerry Bradley

Serial No.:

Unassigned

Art Unit: Unassigned

Filed:

Herewith

**Examiner:** Unassigned

For:

System and Method for Evaluating Risk of Mortality Due to Congestive

**Heart Failure Using Physiologic Sensors** 

Docket No.: A01P1013US01

## INFORMATION DISCLOSURE STATEMENT

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail No. EL494613819US in an envelope addressed to: BOX PATENT APPLICATION FEE Assistant Commissioner for Patents

Washington, D.C. 20231,

**BOX PATENT APPLICATION FEE Assistant Commissioner** for Patents Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. § 1.56, 1.97, and 1.98, Applicants submit herewith Form PTO-1449 listing documents believed relevant to the above-identified application. It is respectfully requested that these documents be made of record and that an initialed copy of Form PTO-1449 be returned to the undersigned. A copy of each document is enclosed unless otherwise indicated.

This Information Disclosure Statement is not to be construed as a representation that a search has been made, that additional references material to the examination of this application do not exist, or that the citations listed on Form PTO-1449 necessarily constitute prior art to the application.

Respectfully submitted,

2/7/02

Date

Derrick Reed

Reg. No. 40,138

Attorney for Applicant(s)

Pacesetter, Inc. 15900 Valley View Court Sylmar, CA 91392-9221 818/493-2200 818/362-4795 (fax)

| Form PTO-1449 (modified)  | Attorney Docket No. A02P1013US01  Serial No. Unassigned  Applicant(s): Mark W. Kroll and Kerry Bradley |                              |
|---|--|------------------------------|
| LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT(S)' INFORMATION DISCLOSURE STATEMENT |  |                              |
| (Use several sheets if necessary)   | Filing Date:<br>Herewith   | Group Art Unit: Unassigned 2 |

### **U.S. PATENT DOCUMENTS**

| ~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~~ |                 | 1          |                    |                     |            |
|--|-----------------|------------|--------------------|---------------------|------------|
| Examiner<br>Initials                   | Document<br>No. | Date       | Name               | Class /<br>Subclass | Filing 201 |
|  | 4,712,555       | 12/15/1987 | Thornander et al.  | 128/419 PG          | 3/27/1985  |
|  | 4,788,980       | 12/6/1988  | Mann et al.        | 128/419 PG          | 7/18/1986  |
|  | 4,802,481       | 2/7/1989   | Schroeppel         | 128/419 PG          | 9/17/1987  |
|  | 4,809,697       | 3/7/1989   | Causey, III et al. | 128/419 PT          | 10/14/1987 |
|  | 4,901,725       | 2/20/1990  | Nappholz et al.    | 128/419 PG          | 1/29/1988  |
|  | 4,940,052       | 7/10/1990  | Mann et al.        | 128/419 PG          | 1/25/1989  |
|  | 4,944,298       | 7/31/1990  | Sholder            | 128/419 PG          | 5/23/1989  |
|  | 4,944,299       | 7/31/1990  | Silvian            | 128/419 PG          | 8/8/1989   |
|  | 5,267,564       | 12/7/1993  | Barcel et al.      | 128/634             | 6/14/1991  |
|  | 5,300,093       | 4/5/1994   | Koestner et al.    | 607/32              | 9/14/1992  |
|  | 5,466,254       | 11/14/1995 | Helland            | 607/123             | 9/22/1993  |
|  | 5,518,001       | 5/21/1996  | Snell              | 128/697             | 6/17/1994  |
|  | 5,573,550       | 11/12/1996 | Zadeh et al.       | 607/28              | 4/28/1995  |
|  | 5,614,246       | 3/25/1997  | Mund et al.        | 427/2.24            | 11/7/1995  |

#### Examiner

### **Date Considered**

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### **U.S. PATENT DOCUMENTS**

| Examiner<br>Initials | Document<br>No.  | Date       | Name               | Class /<br>Subclass | Filing<br>Date |
|----------------------|------------------|------------|--------------------|---------------------|----------------|
|                      | 5,685,315        | 11/11/1997 | McClure et al.     | 128/708             | 3/29/1996      |
|                      | 5,792,197        | 8/11/1998  | Nappholz           | 607/17              | 4/16/1997      |
|                      | 5,935,081        | 8/10/1999  | Kadhiresan         | 600/513             | 1/20/1998      |
|                      | 5,944,745        | 8/31/1999  | Rueter             | 607/27              | 9/25/1996      |
|                      | 5,964,788        | 10/12/1999 | Greenhut           | 607/17              | 10/28/1997     |
|                      | 5,974,340        | 10/26/1999 | Kadhiresan         | 607/18              | 4/29/1997      |
|                      | 5,980,463        | 11/9/1999  | Brockway et al.    | 600/485             | 11/8/1996      |
|                      | 6,021,351        | 2/1/2000   | Kadhiresan et al.  | 607/19              | 6/25/1999      |
|                      | 6,104,949        | 8/15/2000  | Pitts Crick et al. | 600/547             | 9/9/1998       |
|                      | 6,135,970        | 10/24/2000 | Kadhiresan et al.  | 600/595             | 12/7/1999      |
|                      | 6,190, 324<br>B1 | 2/20/2001  | Kieval et al.      | 600/483             | 4/28/1999      |
|                      | 6,275,734<br>B1  | 8/14/2001  | McClure et al.     | 607/27              | 12/30/1998     |
|                      |                  |            |                    |                     |                |
|                      |                  |            |                    |                     |                |

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# **PUBLICATIONS / OTHER ART**

| Examiner<br>Initials | Citation   |  |  |  |
|----------------------|--|--|--|--|
|                      | Robbins, MD, et al., "Ventilatory and Heart Rate Responses to Exercise: Better Predictors of Heart Failure Mortality Than Peak Oxygen Consumption", Circulation, pp: 2411-2416 (December 14, 1999) |  |  |  |
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### **E**xaminer

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# FOREIGN PATENT DOCUMENTS

| Examiner<br>Initials | Document<br>No.      | Date         | Country | Class /<br>Subclass      | Translation<br>Yes/No |
|----------------------|----------------------|--------------|---------|--------------------------|-----------------------|
|                      | Int'l No.:           | Int'l Date:  |         | Int'l<br>Classification: |                       |
|                      | WO<br>01/23040<br>A1 | 5 April 2001 |         | A61N 1/365               |                       |
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